

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Factories Act, 1948, Andhra Pradesh Factories Rules, 1950 - Non-compliance of provisions by the Dr.NTPPS, Ibrahimpatnam, Krishna District – Non-Fatal Accident to Sri.Md.Salim Contract worker – Withdrawal orders - Issued.

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LABOUR EMPLOYMENT TRAINING AND FACTORIES (LAB.II) DEPARTMENT

G.O.Rt.No. 1014

Dt.18.06.2011  
Read the following:

1. G.O.Rt.No.60, LET & F (Lab.II) Department, dt.17.01.2011.
2. From the DOF, A.P. Hyderabad, Lr.No.B1/8596/2011, dt.31.05.2011.

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ORDER:-

The Director of Factories, A.P. Hyderabad, in his letter 2<sup>nd</sup> read above has informed that the Managing Director, APGENCO, Hyderabad has requested for withdrawal of the case filed against them for contravention of Section 7 A (1) (2) read with Section 41 and Rule 61 F (2) & (3) of Factories Act, 1948 and rules made there under. He has reported that a non-fatal accident occurred on 06.11.2008 to Sri Md.Salim, Contract Worker. While holding the LP bypass valve weighing 6.5 MT and 4.5 M height with the help of 125 T and 25 T capacity of EOT crane to place the said valve from horizontal to vertical position, suddenly, one of the slings loosened and the valve servo motor hit the left leg of the worker causing serious injury to the left leg which was subsequently amputated. The accident has occurred as the management failed to curb the unsafe practice of employing contract labour in the area where skilled work is necessary and also without ensuring compliance of safe working procedures which carrying that such works.

2. After enquiry into the said accident by the Deputy Chief Inspector of Factories, Vijayawada on 07.11.2008, a Show cause notice was issued by him to the Occupier and Manager of the said factory for contraventions of Section 7 A (1) (2) read with Section 41 and Rule 61 F (2) & (3) of the Factories Act, 1948 and Rules made there under. A reply was received from the Occupier and Manager of the factory which was found not satisfactory, Prosecution was launched against the occupier and manager and charge sheets were filed in the Hon'ble Court of the IV CMM, Vijayawada. The case is numbered as C.C.No.701/2010 and posted for examination of the accused on 6.6.2011.

3. The Director of Factories has stated that the Managing Director, Andhra Pradesh Power Generation Corporation Ltd has informed that they have paid an amount of Rs.50,000/- as exgratia in addition to the medical expenditure, Workmen's compensation, salary etc. amounting to Rs.5,95,624/- (total: Rs.6,45,624/-). They also informed that an artificial leg was provided to the injured worker.

4. In view of the subsequent remedial measures taken and considering the financial assistants provided to the dependents of deceased worker the management has requested to withdraw the case filed against them.

5. The Director of Factories has requested the Government to issue necessary orders in the matter.

6. The Government, after careful examination of the matter, hereby direct the Director of Factories to withdraw the prosecution case filed against "Dr.NTPS, Ibrahimpatnam, Krishna District", immediately, subject to obtaining the undertaking from the Principal Employer (Managing Director, ANDHRA PRADESH POWER GENERATION CORPORATION LIMITED) the responsibility to conform with the safety norms and health / engineering norms of the work force as per rule book and in conformity with factories Act & provision in reply.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

D.SREENIVASULU  
SECRETARY TO GOVERNMENT

To  
The Director of Factories, A.P. Hyderabad.

Copy to:  
The Managing Director, APGENCO, Vidyut Soudha, Khairatabad, Hyderabad.  
OSD to M(LETF & ITIs) Department.  
P.S. to Secretary, LET & F Department.  
P.A. to Joint Secretary, LET & F Department.  
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER